

5-18-05

JFW

AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599

ATTORNEY DOCKET NO. 10040213-1

MAY 16 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Patrick T. Petruno et al.

Serial No.: 10/816,636

Examiner: Melanie J. Yu

Filing Date: April 1, 2004

Group Art Unit: 1641

Title: Optoelectronic Rapid Diagnostic Test System

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- ☒ Response/Amendment ☐ Petition to extend time to respond
☐ New fee as calculated below ☐ Supplemental Declaration
☒ No additional fee (Address envelope to "Mail Stop Amendments")
☐ Other: (Fee \$_____)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	20	MINUS	20	= 0	X 50	\$ 0
INDEP. CLAIMS	2	MINUS	3	= 0	X 200	\$ 0
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ 300	\$ 0
EXTENSION FEE	1 ST MONTH 120.00 <input type="checkbox"/>	2 ND MONTH 450.00 <input type="checkbox"/>	3 RD MONTH 1020.00 <input type="checkbox"/>	4 TH MONTH 1590.00 <input type="checkbox"/>	\$ 0	
OTHER FEES						\$ 0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$0 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.2 5. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

"Express Mail" label no. ED 615 232 740 US

Date of Deposit: May 16, 2005

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

Typed Name: David T. Millers

Signature: David Miller

Respectfully submitted,

Patrick T. Petruno et al.

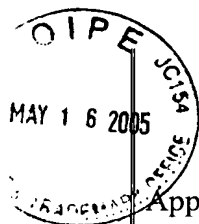
By

David T. MillersDavid T. Millers
Attorney/Agent for Applicant(s)

Reg. No. 37,396

Date: May 16, 2005

Telephone No. (408) 927-6700



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Patrick T. Petrino, Daniel B. Roitman, Rong Zhou, Robert E. Wilson
and Ye Chen

Assignee: Agilent Technologies, Inc.

Title: OPTOELECTRONIC RAPID DIAGNOSTIC TEST SYSTEM

Serial No.: 10/816,636 Filing Date: April 1, 2004

Examiner: Melanie J. Yu Group Art Unit: 1641

Docket No.: 10040213-1

San Jose, California
May 16, 2005

Mail Stop AMENDMENT
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Dear Sir:

This response to the Office Action dated February 16, 2005, which has a statutorily shortened period for response that ends May 16, 2005, includes:

A listing of the claims presented for further examination; and

Remarks given in reply to the Office Action dated February 16, 2005.

THE PATENT LAW OFFICES
OF DAVID MILLERS
6560 ASHFIELD COURT
SAN JOSE, CA 95120
PH: (408) 927-6700
FX: (408) 927-6701